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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**

7 \* \* \*

8 RONALD D. DIGGS, )

9 Plaintiff(s), )

10 vs. )

11 METRO POLICE DEPARTMENT, *et al.*, )

12 Defendant(s). )  
13

2:09-CV-2339-RLH-RJJ

**ORDER**

(Pursuant to Remand-#34)

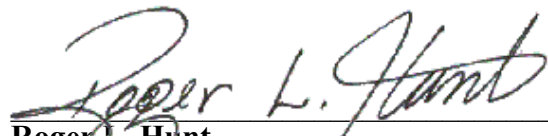
14 In its Memorandum Opinion No. 11-16792 (#34, filed March 22, 2013), the Ninth  
15 Circuit Court of Appeals reversed this Court's dismissal of Plaintiff's 42 U.S.C. §1983 case and  
16 remanded for further proceedings. Accordingly,

17 IT IS HEREBY ORDERED that the above entitled case is reinstated.

18 IT IS FURTHER ORDERED that Plaintiff's Complaint, attached to Docket #1, shall  
19 be filed forthwith, summons shall issue, and Plaintiff may use the United States Marshal's services to  
20 serve Defendants, as requested in his Motion (#9) filed May 25, 2010 (although that Motion remains  
21 denied as to all other aspects).

22 IT IS FURTHER ORDERED that Plaintiff proceed with the prosecution of his claims  
23 pursuant to the Federal Rules of Civil Procedure and the Local Rules of the District of Nevada.

24 Dated: April 8, 2013.

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Roger L. Hunt  
United States District Judge